

**BOARD OF TRUSTEES MEETING  
MARCH 10, 2015**

The Village of Cold Spring Board of Trustees held their regular monthly meeting on Tuesday, March 10, 2015 at Village Hall, 85 Main Street, Cold Spring, NY beginning at 7:30 pm.

Attending: Mayor J. Ralph Falloon, and Trustees Stephanie Hawkins, Bruce Campbell, Michael Bowman and Cathryn Fadde

Also: William Florence, Village Attorney; Ellen Mageean, Village Accountant  
Mayor Falloon opened the meeting followed by the Pledge of Allegiance.

**APPROVAL OF MINUTES**

Trustee Bowman moved to approve minutes of the February 24, 2015 meeting and seconded by Trustee Hawkins and unanimously carried.

**WATER AND WASTEWATER REPORTS**

With the assistance of the highway department, a water leak was repaired on West Street. There were many calls about water discoloration after this repair. With drought conditions encountered last fall, a hydrant flush was not performed. This factors in heavily on the conditions we are left with in our distribution system until the weather breaks and a flush can be scheduled.

A kickoff meeting with contractors for the Wastewater Treatment Plant Aeration and Electrical Upgrade was held last week. The date for the initiation of the contract timeline is March 10<sup>th</sup>. The contractors don't plan to mobilize to the Fair Street location until mid-April with substantial completion of the project set for December 5<sup>th</sup>.

**RESOLUTION NO. 8-2015 ADOPTING NEGATIVE DECLARATION**

WHEREAS, the Village of Cold Spring Village Board wishes to construct improvements to the existing emergency connection to the Catskill Aqueduct ("the Improvements"); and

WHEREAS, the Village Board of Trustees concludes that "the Improvements" to the connection is necessary for its use during times of Public Emergency to eliminate possible operations problems at the water treatment plant during such an emergency; and

WHEREAS, THE Village Board of Trustees concludes that performing "the Improvements" is necessary during NYCDEC's scheduled maintenance of the Aqueduct is the appropriate time to complete this work; and

WHEREAS, the Village Board of Trustees has caused its consultant to prepare an Environmental Assessment Form identifying and analyzing the potential environmental impacts of "the Improvements" to the Emergency Aqueduct Connection; and

WHEREAS, THE Village Board of Trustees has considered and reviewed “the Improvements” as an “action” subject to SEQRA pursuant to 6 NYCRR §§617.2(b) and 617.3 (g); and

WHEREAS, the Village Board of Trustees concludes that “the Improvements” are a listed Type II action pursuant to 6 NYCRR section 617.5 (c) (2)” replacement, rehabilitation or reconstruction of a structure or facility, in kind, on the same site,...” and it does not exceed any thresholds listed in 6 NYCRR section 617.4 (b); and

IT IS HEREBY FURTHER RESOLVED that, pursuant to 6 NYCRR sections 617.6 (b), the Village Board of Trustees concludes that the action shall be subject to an uncoordinated SEQRA review; and

IT IS HEREBY RESOLVED that, pursuant to 6 NYCRR section 617.6 (a) (1) (i), the Village Board of Trustees classifies the action as a Type II action that is exempt from further requirements of 6 NYCRR section 617;

Trustee Stephanie Hawkins presented the foregoing resolution which was seconded by Trustee Fadde;

On roll call vote:

Stephanie Hawkins, trustee, voting YES

Bruce Campbell, trustee, voting YES

Michael Bowman, trustee voting YES

Cathryn Fadde, trustee, voting YES

J. Ralph Falloon, Mayor, voting YES

Resolution officially adopted by the Village of Cold Spring Board of Trustees at a public meeting held on March 10, 2015 by a vote of 5-0.

#### **CODE ENFORCEMENT**

Two permits were issued, 8 inspections, 1 fire inspection and 1 certificate of occupancy. New matters during February 2015-21.

#### **HIGHWAY DEPARTMENT**

Department removed snow off the streets using the Bobcat, repaired vehicles and plows, cleaned catch basins, and collected 38.12 tons of refuse and 10.71 tons of recycling.

#### **POLICE DEPARTMENT**

No major events reported during the month. 123 parking violations were issued mostly for seasonal parking.

#### **JUSTICE COURT**

The Justice Court collected \$6,436.00 during the month of February 2015.

## ADDITIONAL MONTHLY REPORTS

**Recreation** requests- June 27, 2015 Mayor's Park for Sunday School Picnic  
July 12, 2015- August 23, 2015 Sunday night bandstand use for Chamber of Commerce Summer Music Series

March 28, 2015 Tot's Park – Knights of Columbus Easter Egg Hunt with a rain date of April 4<sup>th</sup>

August 10- August 14, 2015 Mayor's Park for Philipstown Baseball Clinic  
Trustee Bowman moved to approve requests for use of public facilities and seconded by Trustee Hawkins and unanimously carried.

**Planning Board-** A Public Hearing was held for the Butterfield subdivision and site plan application on March 4<sup>th</sup>. The next Planning Board meeting on this application is scheduled for March 18<sup>th</sup>, Election Day. Trustee Hawkins asked for rescheduling this meeting to avoid a conflict for residents, especially commuters interested in voting and attending the meeting. Mayor Falloon will reach out and encourage the Planning Board to make this change.

**Town of Philipstown** recently passed a resolution calling for prohibiting trains carrying Bakken crude oil on both sides of the river and tighter and more restrictive regulations associated with carrying petrochemicals. Putnam County is also considering such a resolution. It was agreed that a similar resolution will be prepared for village board consideration.

**Code Update Committee-** next meeting will be held on Thursday, March 12<sup>th</sup>. The agenda includes discussion on a replacement member, B & L contract, Greenway grant, and zoning code review.

**Chamber of Commerce-** holiday lights on street trees will be removed in April.

**HDRB-** a public hearing has been tentatively scheduled for the Butterfield Realty application on Wednesday, March 25, 2015, this date is contingent upon the applicant supplying a scaled model.

**Parking-** Maps have been produced to accompany an application to the state for extension of the residential parking permit area.

**Lighting-** Placement of new poles and lights by Central Hudson on Fair Street have resulted in excessive lighting for a Grandview Terrace resident. Trustee Fadde will follow up with Central Hudson.

**Tree Advisory Board-** Five letters of interest have been received for membership on the board.

## REPORT OF THE MAYOR AND BOARD OF TRUSTEES

This is the last monthly meeting for Mayor Falloon, Trustees Campbell and Hawkins. Board members Fadde and Bowman commented that it was an interesting year and a pleasure serving with them.

Trustee Campbell reviewed documents related to the Main Street Transportation project as follows: January 2015 Final Design report, Certification for Design Approval, and a memorandum from CHA regarding design approval, dated February 11, 2015.

Mayor Falloon reviewed a list of accomplishments during 2013-2015 as per **attached**. After this review, Mayor Falloon was met with a round of applause.

He thanked current board members, previous Trustees Hustis and Francisco, all committees, boards and employees for their work.

#### CORRESPONDENCE

On behalf of Representative Sean Patrick Maloney, Nancy Montgomery asked for review of a draft survey on best outcomes for the Post Office in Cold Spring.

#### OLD BUSINESS

Attorney Florence completed his review of a retainer agreement with William Hurst for professional legal services related to review of the Village's Historic Preservation Ordinance and analysis of the Design Review Standards. Attorney Florence pointed out that in addition to the flat fee of \$3,500 there are additional fees of up to \$750 for support services.

Trustee Hawkins moved to approve of the retainer agreement and seconded by Trustee Bowman and unanimously carried.

Attorney Florence provided an amendment to the current lease with the boat club. There was discussion about the limitations that will be placed on boat club member's regarding access to the property during remediation. Attorney Florence offered to contact NYS Office of Parks and Recreation to seek permission for storage of boat club's assets at Dockside. Trustee Hawkins suggested adding a statement to the lease amendment indicating that the village shall negotiate in good faith for a new lease, or an amendment to a lease, including: length of the lease, property description, consideration, exclusivity, membership, boat club bylaws and express permission to reconstruct on the site. Further, to describe a window on which the village board will agree to negotiate beginning on the date of the amendment to the date when the boat club resumes tenancy.

After discussion, it was agreed to add to the proposed amendment that the boat club will be expressly permitted to reconstruct and that negotiations with respect to a long term lease will be made in good faith between members of the Village and boat club board. It was further agreed, that Attorney Florence would revise the amendment to the lease and discussion would continue on March 24<sup>th</sup>.

Correspondence was recently sent to Sam Bei, owner of the Hudson House informing him that the New Street property could not be leased for parking during the remediation. In recent conversations with Trustee Fadde, Mr. Bei commented that he was amenable to a month to month lease.

#### NEW BUSINESS

Trustee Fadde moved to approve an agreement with the Cold Spring Film Society and seconded by Trustee Bowman and unanimously carried.

Trustee Fadde moved to authorize payment of the audited bills and seconded by Trustee Hawkins and unanimously carried.

PUBLIC COMMENT

Jennifer Zwarich thanked all board members for their service.

Dave Merandy acknowledged that the three members who are leaving this board have contributed a lot to the community and it is often forgotten that serving takes away from family time.

Trustee Fadde moved to enter into Executive Session for a police personnel matter and seconded by Trustee Bowman and unanimously carried.

Trustee Bowman moved to exit Executive Session and seconded by Trustee Fadde and unanimously carried.

Trustee Bowman moved to adjourn and seconded by Trustee Fadde and unanimously approved.

Respectfully submitted,

Mary Saari, Village Clerk